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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SMARTMETRIC, INC.,

Plaintiff,

v.

MASTERCARD INTERNATIONAL
INCORPORATED AND VISA INC.,

Defendants.

AND RELATED COUNTERCLAIMS

Case No. 11-CV-7126 MWF (AJWx)

SMARTMETRIC INC.'S NOTICE OF
MOTION AND MOTION FOR PARTIAL
SUMMARY JUDGMENT OF
INFRINGEMENT OF U.S. PATENT
6,792,464 CLAIMS 1, 5-7, 11, AND 13,
AND FOR DISMISSAL WITH
PREJUDICE OF THE ANTICIPATION
AFFIRMATIVE DEFENSE

Date: June 24, 2013


Time: 10:00 a. m.

Place: Court of District Judge Fitzgerald

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2 Please take notice that Plaintiff Smartmetric, Inc. ("Plaintiff") will move this
3 Court, on June 24, 2013, under Rule 56(a), Fed. R. Civ. P., for partial summary
4 judgment that Defendants' EMV systems literally infringe claims 1, 5-7, 11 and 13
5 of Plaintiff's U. S. patent 6,792,464 (the "464 Patent") in suit, and to dismiss with
6 prejudice Defendants' affirmative defense of anticipation. The place/time of this
7 motion is Judge Michael W. Fitzgerald's courtroom 1600 at 312 N. Spring Street,
8 Los Angeles, CA 90012, at 10:00 a.m. The motion is based on Plaintiff's Notice
9 of Motion and Motion, Plaintiff's Memorandum in support of the motion, Edward
10 Gussin's declaration, Plaintiff's Statement of Uncontroverted Facts, Plaintiff's
11 proposed order granting the motion, opposing and reply pleadings, if any, and such
12 argument as this court may hear.

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14 Dated: April 24, 2013

Respectfully submitted,
WAGNER, ANDERSON & BRIGHT, PC

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